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SENATE JOURNAL

Fifty-seventh Legislature—Regular Session

AUSTIN, TEXAS, TUESDAY, JANUARY 10, 1961

PROCEEDINGS

FIRST DAY

(Tuesday, January 10, 1961)

In accordance with the Constitution and Laws of the State of Texas, the Senate of the Fifty-seventh Legislature met in the Senate Chamber of the State Capitol on Tuesday, the tenth day of January, 1961, at 12 o'clock noon.

The Honorable Ben Ramsey, Lieutenant-Governor and President of the Senate, called the Senate to order.

The invocation was offered by the Reverend W. H. Townsend, Chaplain of the Senate.

Temporary Officers

The President announced the appointment of the following temporary officers of the Senate:

Secretary: Charles Schnabel.
Sergeant-at-Arms: John Dorman.
Journal Clerk: Minnie Meier.
Calendar Clerk: Martha Turner.
Doorkeeper: Charles Jones.

Roll Call of Senators

The President directed the Secretary of the Senate to call the roll of Senators who were Members of the Fifty-sixth Legislature and who continue in office as Members of the Fifty-seventh Legislature.

The roll was called and the following Senators answered to their names:

Hon. A. M. Aikin, Jr., representing the First Senatorial District, composed of Bowie, Cass, Delta, Franklin, Hopkins, Lamar, Marion, Morris, Red River, and Titus Counties.

Hon. Robert W. Baker, representing the Sixth Senatorial District, composed of Harris County.

Hon. Louis Crump, representing the Sixteenth Senatorial District, composed of Bandera, Brown, Burnet, Concho, Gillespie, Kimble, Kerr, Kinney, Lampasas, Llano, Mason, McCulloch, Menard, Mills, Real, San Saba, Uvalde, and Zavala Counties.

Hon. Martin Dies, Jr., representing the Third Senatorial District, composed of Angelina, Cherokee, Hardin, Jasper, Nacogdoches, Newton, Sabine, San Augustine, and Tyler Counties.

Hon. Jep S. Fuller, representing the Fourth Senatorial District, composed of Jefferson and Orange Counties.

Hon. Dorsey B. Hardeman, representing the Twenty-fifth Senatorial District, composed of Brewster, Coleman, Coke, Crane, Crockett, Edwards, Glasscock, Irion, Jeff Davis, Pecos, Presidio, Reagan, Runnels, Schleicher, Sterling, Sutton, Terrell, Tom Green, Upton, and Val Verde Counties.

Hon. Wardlow Lane, representing the Second Senatorial District, composed of Gregg, Harrison, Panola, Rusk, and Shelby Counties.

Hon. Crawford C. Martin, representing the Twelfth Senatorial District, composed of Bosque, Comanche, Coryell, Ellis, Erath, Hamilton, Hill, Hood, Johnson, and Somervell Counties.

Hon. William T. Moore, representing the Eleventh Senatorial District, composed of Anderson, Brazos, Burleson, Falls, Freestone, Limestone, Navarro, Robertson, and Washington Counties.

Hon. George Parkhouse, representing the Eighth Senatorial District, composed of Dallas County.

Hon. David W. Ratliff, representing the Twenty-Fourth Senatorial District, composed of Borden, Dickens,

Fisher, Garza, Howard, Jones, Kent, Mitchell, Nolan, Scurry, Shackelford, Stonewall and Taylor Counties.

Hon. Ray Roberts, representing the Ninth Senatorial District, composed of Collin, Cooke, Fannin, Grayson, Hunt, Raines, and Rockwall Counties.

Hon. Andy Rogers, representing the Thirtieth Senatorial District, composed of Armstrong, Bailey, Briscoe, Castro, Childress, Collingsworth, Deaf Smith, Donley, Floyd, Hale, Hall, Lamb, Motley, Parmer, and Swisher Counties.

Hon. A. R. Schwartz, representing the Seventeenth Senatorial District, composed of Brazoria, Chambers, Fort Bend, Galveston, and Matagorda Counties.

Hon. R. A. Weinert, representing the Nineteenth Senatorial District, composed of Atascosa, Blanco, Caldwell, Comal, Frio, Gonzales, Guadalupe, Hays, Kendall, Medina, and Wilson Counties.

Roll Call of Senators-Elect

The President directed the Secretary of the Senate to call the roll of the Senators-elect. The credentials of election had previously been received from the Secretary of State.

The roll was called and the following Senators-elect answered to their names:

Hon. Galloway Calhoun, Jr., to represent the Seventh Senatorial District, composed of: Camp, Henderson, Kaufman, Smith, Upshur, Wood and Van Zandt Counties.

Hon. Neveille H. Colson to represent the Fifth Senatorial District, composed of Grimes, Houston, Leon, Liberty, Madison, Montgomery, Polk, San Jacinto, Trinity and Walker Counties.

Hon. Tom Creighton to represent the Twenty-Second Senatorial District, composed of: Callahan, Clay, Denton, Eastland, Jack, Montague, Palo Pinto, Parker, Stephens and Wise Counties.

Hon. Henry B. Gonzalez to represent the Twenty-Sixth Senatorial District, composed of: Bexar County.

Hon. Grady Hazlewood to represent the Thirty-First Senatorial District, composed of: Carson, Dallam, Gray, Hansford, Hartley, Hemphill,

Hutchinson, Lipscomb, Moore, Ochiltree, Oldham, Potter, Randall, Roberts, Sherman and Wheeler Counties.

Hon. Charles F. Herring to represent the Fourteenth Senatorial District, composed of: Bastrop, Travis and Williamson Counties.

Hon. Hubert Hudson to represent the Twenty-Seventh Senatorial District, composed of: Cameron and Hidalgo Counties.

Hon. Abraham Kazen, Jr., to represent the Twenty-First Senatorial District, composed of: Brooks, Dimmit, Duval, Jim Hogg, Jim Wells, LaSalle, Maverick, Starr, Webb and Zapata Counties.

Hon. Culp Krueger to represent the Fifteenth Senatorial District, composed of: Austin, Colorado, Fayette, Lavaca, Lee, Waller and Wharton Counties.

Hon. George Moffett to represent the Twenty-Third Senatorial District, composed of: Archer, Baylor, Cottle, Foard, Hardeman, Haskell, King, Knox, Throckmorton, Wichita, Wilbarger and Young Counties.

Hon. Frank Owen, III, to represent the Twenty-Ninth Senatorial District, composed of: Culberson, Ector, El Paso, Hudspeth, Loving, Midland, Reeves, Ward and Winkler Counties.

Hon. William N. (Bill) Patman, to represent the Eighteenth Senatorial District, composed of: Aransas, Bee, Calhoun, DeWitt, Goliad, Jackson, Karnes, Live Oak, McMullen, Refugio, San Patricio and Victoria Counties.

Hon. Bruce Reagan to represent the Twentieth Senatorial District, composed of: Kenedy, Kleberg, Nueces and Willacy Counties.

Hon. Jarrard Secrest to represent the Thirteenth Senatorial District, composed of Bell, McLennan and Milam Counties.

Hon. Preston Smith to represent the Twenty-Eighth Senatorial District, composed of: Andrews, Cochran, Crosby, Dawson, Gaines, Hockley, Lubbock, Lynn, Martin, Terry and Yoakum Counties.

Hon. Doyle Willis to represent the Tenth Senatorial District, composed of: Tarrant County.

Oath of Office Administered to Senators-Elect

The President requested all Senators-elect to advance to the Bar of the Senate and he then administered the Constitutional Oath of Office to all the Senators-elect.

Senate Resolution 1 (Caucus Report)

Senator Aikin offered the following resolution:

Austin, Texas
January 10, 1961

Honorable Ben Ramsey, Lieutenant Governor, Senate of Texas, Austin, Texas.

Sir: At a caucus held in the office of the Senate attended by 29 members of the Senate, the following recommendations were made, to-wit:

The following officers were elected to serve for the 57th Legislature, and at the salaries set opposite their names:

Secretary of the Senate, Charles Schnabel, \$550.00 per month.

Two Assistant Secretaries of the Senate, which shall be appointed by the Secretary of the Senate, \$14.00 per day.

Journal Clerk, Mrs. Minnie Meier, \$15.00 per day.

Sergeant-at-Arms, for the duration of the Regular Session, John Dorman, \$16.50 per day.

Doorkeeper, Charlie Jones, \$13.00.

Chaplain, Rev. W. H. Townsend, \$11.00.

Calendar Clerk, Mrs. Martha Turner, \$14.00.

Engrossing and Enrolling Clerk, Miss Essie McGinnis, \$19.00.

Postmistress, Mrs. Vance Stockton, \$14.00.

Mailing Clerk, Mrs. John Draper, \$14.00.

Parliamentarian, named by the Lieutenant Governor, Mrs. Mary Joe Carroll, \$16.50.

It is recommended that the Lieutenant Governor and the Secretary of the Senate each be permitted to

name one secretary, the secretary of the Lieutenant Governor to receive \$16.00 per day and the secretary of the Secretary of the Senate to receive \$14.00 per day. The salaries of other employees of the Senate may be supplemented at the discretion of the Contingent Expense Committee. All officers and employees elected by this caucus shall hold their office or employment for the duration of the Regular Session of the 57th Legislature.

It is further recommended that each Senator shall be permitted to employ a secretary and other office help at a maximum payroll of \$38.00 per day for each such Senator's secretary and employees with the maximum pay of \$14.00 per day for any such secretary or other office employee. The names of such employees shall be referred to an assignment committee hereinafter provided for and such committee shall be authorized to select employees from such list. Salaries of other employees, unless otherwise fixed by the Senator, shall be \$12.00 per day.

It is further recommended that the Lieutenant Governor be authorized to name a committee of five, such committee shall be designated as an Assignment Committee for the purpose of assigning employees as herein authorized and the committee be authorized to select sufficient additional employees to be assigned by it when and where needed.

It is further recommended that the employees and the porters who were selected to prepare the Senate Chamber in advance of the meeting be allowed pay for their services.

It is further recommended that the several appointments of employees heretofore made by the Lieutenant Governor and announced in the Senate and considered by the caucus are confirmed.

The salaries of the day and night elevator operators shall be \$8.00 per day each, and the salaries of the porters shall be \$7.00 per day each, except the head porter whose salary shall be \$12.00 per day and the porter carrying the mail shall receive \$7.00 per day, and the salaries of the pages shall be \$5.00 per day, and the salaries of the messengers shall be \$6.50 per day.

The Lieutenant Governor is requested to recommend that the South-

western Bell Telephone Company employ Miss Mary Jacobs to attend the duties of the telephone operator of the Senate, and a night operator be named by the assignment committee, out of the employees whose names are filed with said committee.

The Lieutenant Governor, Senators and the Secretary of the Senate are hereby fully authorized and empowered to use any assistant Sergeant-at-Arms and all other necessary employees for any and all services needed in and about the Senate.

It is further recommended that no employee of the Senate, shall, during the time he or she is employed, furnish to any person, firm or corporation any information other than general information furnished the public pertaining to the Senate, and they shall not receive any compensation from any person, firm or corporation during their employment by the Senate, and any employee found guilty of violating this provision shall be immediately discharged.

All employees, except those responsible directly to the Lieutenant Governor, members of the Senate, Secretary of the Senate, committee, or to the head of a department, shall report for duty at eight o'clock a.m., and one o'clock p.m., each day to the Sergeant-at-Arms of the Senate, except part-time employees, who shall report at the place and time directed by the Sergeant-at-Arms, and none of such employees shall be paid for the days they are absent from the Senate, unless excused by the Sergeant-at-Arms.

It is further recommended that the Lieutenant Governor, each Senator and the Secretary of the Senate, be allowed the stationery and postage needed by them, respectively, and expenses incurred in transmitting and receiving telephone and telegraph messages and express charges as may be actually necessary in the discharge of their official duties, said expenses to be paid out of the contingent fund.

It is further recommended that 1700 journals be printed, all of which shall be prorated among the Senators and Lieutenant Governor, except that 175 journals shall be furnished the members of the House.

It is further recommended that the State Library be furnished 75 copies of the daily journals.

It is further recommended that the Senate request the State Comptroller of Public Accounts, to issue general revenue warrants for pay of the members and employees of the Senate upon presentation of the payroll account signed by the Presiding Officer and the Secretary of the Senate.

It is further recommended that each Senator, the Lieutenant Governor, the Secretary of the Senate, and Librarian be permitted to subscribe for 4 newspapers to be paid for out of the contingent fund.

The elected officers of the Senate may select, subject to the approval of the Contingent Expense Committee, employees to fill such key positions as may be authorized by said committee.

It is further recommended that the President of the Senate has exclusive appointment of a sufficient number of custodians, messengers, pages, elevator operators, porters and other employees as in his judgment may be necessary.

It is further recommended that the Chairman of the Finance Committee shall have authority to employ such additional employees of his own selection as may be needed by said committee, said employees to receive the same compensation paid similar positions as herein fixed, who shall discharge the duties of the Finance Committee.

It is further recommended that the private rooms allotted to the Senators by the method as adopted by the caucus be assigned to Senators and their successors unless otherwise directed by the Senate.

It is further recommended that each Senator, as quickly as possible, file with the Secretary of the Senate the name of his private secretary selected; that he also file with the Chairman of the Assignment Committee aforesaid the names of the employees selected, together with his or her post office address.

Be it further resolved, That no employee of the Senate except those whose official duties require them to work upon the floor of the Senate, shall have access to the floor unless that employee shall have been requested by a Senator, the Lieutenant Governor, or the Secretary of the Senate to come on the floor for some official duty, which, when performed,

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he will immediately leave the floor of the Senate. The Sergeant-at-Arms is specifically ordered to see that this provision is carried out.

Only those who have the privileges of the floor during the sessions of the Senate shall be permitted on the Senate floor for a period of thirty minutes prior to the time the Senate convenes. The Sergeant-at-Arms is instructed to enforce this rule and to permit only those having the privileges of the floor to enter or remain on the Senate floor during such thirty minute period.

Respectfully submitted,
R. A. WEINERT,
Chairman of the Caucus.

The resolution was read.

On motion of Senator Aikin the reading of the resolution was dispensed with and the resolution was adopted.

Record of Vote

Senator Moffett asked to be recorded as voting "Nay" on the adoption of the above resolution.

Leaves of Absence

Senator Fuller was granted leave of absence for today on account of important business on motion of Senator Parkhouse.

Senator Martin was granted leave of absence for today on account of important business on motion of Senator Parkhouse.

Senate Resolution 2

Senator Weinert offered the following resolution:

Resolved, That the permanent rules of the Senate of the 56th Legislature as adopted by the Senate on January 13, 1959, and as published in the Manual of the 56th Legislature, be adopted as the permanent rules of the Senate of the 57th Legislature.

The resolution was read and was adopted by the following vote:

Yeas—29

Aikin	Crump
Baker	Dies
Calhoun	Gonzalez
Colson	Hardeman
Creighton	Hazlewood

Herring	Ratliff
Hudson	Reagan
Kazen	Roberts
Krueger	Rogers
Lane	Schwartz
Moffett	Secrest
Moore	Smith
Owen	Weinert
Parkhouse	Willis
Patman	

Absent

Fuller Martin

Senate Concurrent Resolution 1

Senator Aikin offered the following resolution:

S. C. R. No. 1, Providing for the canvass of votes for Governor and Lieutenant Governor and providing for committees to arrange for the inauguration of the Governor-elect and Lieutenant Governor-elect.

BE IT RESOLVED by the Senate of the State of Texas, the House of Representatives concurring, That a joint committee composed of five members of the Senate and five members of the House shall be appointed by the Lieutenant Governor and Speaker, respectively, to arrange for the canvass of the votes cast for Governor and Lieutenant Governor at the general election held on the first Tuesday in November, 1960, and that a joint session of the Senate and House be held in the Hall of the House of Representatives on Monday, January 16, 1961, for the purpose of counting said votes and receiving the report, and hearing the declaration of the results of the canvass.

Be it further resolved, That a joint committee composed of five members of the Senate and five members of the House of Representatives also be appointed by the presiding officers of the respective houses to arrange for the inauguration of the Governor-elect and Lieutenant Governor-elect as determined by the canvass of the votes.

The resolution was read.

On motion of Senator Aikin and by unanimous consent the resolution was considered immediately and was adopted.

Motion in Writing

Senator Aikin submitted the following motion in writing:

A23142

Mr. President:

I move that the President be authorized to appoint a committee of five (5) Members to notify the House that the Senate is organized and ready for business.

AIKIN

The motion was read and was adopted.

Accordingly, the President announced the appointment of the following as a Committee to Notify the House that the Senate was organized and ready to transact business:

Senators Schwartz, Ratliff, Smith, Creighton and Kazen.

Motion in Writing

Senator Aikin submitted the following motion in writing:

Mr. President:

I move that the President be authorized to appoint a committee of five (5) Members to notify the Governor that the Senate is organized and ready for business.

AIKIN

The motion was read and was adopted.

Accordingly, the President announced the appointment of the following as a Committee to Notify the Governor that the Senate was organized and ready to transact business:

Senators Secrest, Colson, Calhoun, Owen and Rogers.

Senate Resolution 3

Senator Hardeman offered the following resolution:

Whereas, Fifty years ago on this date, a young man from North Texas, serving his twenty-fourth term in the Texas House of Representatives was elevated to the position of the Speaker of the House; and

Whereas, Following his service in such capacity, he was chosen by the people of his District to represent them in the United States House of Representatives where he has served continuously, with distinction, since 1913; and

Whereas, By hard work, integrity, devotion to duty and dedication to the best interests of his adopted State, he grew in stature and in the

respect of his colleagues in the House of Representatives in which he served as its majority leader in the Seventy-fifth and Seventy-sixth Congresses, followed by his selection as Speaker on September 16, 1940, which position he has held continuously since such time with the exception of the Eightieth Congress, during which he was the distinguished minority leader; and

Whereas, By reason of his outstanding ability and fine character he has served his State and Nation in the Congress and as Speaker of the House longer than any other person in American History; and

Whereas, It is the desire of the Senate of Texas to mark this anniversary and congratulate this outstanding Texan upon his constructive contributions to our country; now therefore, be it

Resolved, By the Senate of Texas and it does hereby extend its congratulations and best wishes to the Honorable Sam Rayburn for his great and outstanding leadership and achievements for and on behalf of his State and country; and be it further

Resolved, That copies of this Resolution be forwarded under the Seal of the Senate to the Honorable Sam Rayburn and to the members of the Texas Delegation in the Congress of the United States.

HARDEMAN

Signed—Ben Ramsey, Lieutenant Governor; Aikin, Baker, Calhoun, Colson, Creighton, Crump, Dies, Fuller, Gonzalez, Hazlewood, Herring, Hudson, Kazen, Krueger, Lane, Martin, Moffett, Moore, Owen, Parkhouse, Patman, Ratliff, Reagan, Roberts, Rogers, Schwartz, Secrest, Smith, Weinert, Willis.

The resolution was read.

On motion of Senator Schwartz and by unanimous consent the names of the Lieutenant Governor and the Senators were added to the resolution as signers thereof.

The resolution was then adopted.

Senate Resolution 5

Senator Baker offered the following resolution:

Whereas, On January 20, 1961, in the City of Washington, District of Columbia, the Honorable John F. Kennedy and a distinguished native

son of Texas, Honorable Lyndon B. Johnson, will be inaugurated President and Vice President respectively of the United States with fitting ceremonies; and

Whereas, It is highly fitting and appropriate that the Senate of Texas have present representatives at said ceremonies; now, therefore, be it

Resolved, That the Lieutenant Governor and President of the Senate of the State is hereby authorized to attend the inaugural and also to appoint five (5) members of the Senate to join him in representing the Senate at said rites; and be it further

Resolved, That the necessary expenses incurred by the Lieutenant Governor and the appointed representatives in performing these duties for the Senate be paid from the Contingent Expense Fund of the Senate of the Fifty-seventh Legislature.

The resolution was read and was adopted.

Accordingly the President announced the appointment of the following as a Committee to attend the Inauguration of the President and the Vice President:

Senators Baker, Krueger, Hardeman, Herring and Patman.

Election of President Pro Tempore

The President announced the election of the President Pro Tempore for the Regular Session of the Fifty-seventh Legislature as the next order of business.

Senator Moffett nominated the Honorable Ray Roberts of Collin County to be President Pro Tempore.

Senators Owen, Secrest, Aikin, Dies, Lane and Krueger seconded the nomination of Senator Roberts for President Pro Tempore for the Regular Session of the Fifty-seventh Legislature.

Senators Secrest, Hardeman and Aikin were appointed as tellers to take up and cast the ballots.

The ballots were taken up and counted and the result was announced as follows:

Senator Roberts received 28 votes with 1 present not voting.

The President declared that the Honorable Ray Roberts had been duly elected President Pro Tempore of the

Senate for the Regular Session of the Fifty-seventh Legislature and Senators Moffett, Owen and Secrest were appointed to escort Senator Roberts and his family to the President's Rostrum.

Senator Roberts was then administered the Constitutional Oath of Office as President Pro Tempore for the Regular Session of the Fifty-seventh Legislature by the President.

He then presented Senator Roberts as the President Pro Tempore for the Regular Session of the Fifty-seventh Legislature.

Senator Roberts addressed the Senate as follows:

"Mr. President and Members of the Senate:

I appreciate the honor of being a member of this body, and I am fully cognizant of the honor I have received by being elected President pro tempore of the Senate.

I promise each of you that I shall conduct myself in such a manner so as not to tarnish the prestige and high honor of the office to which you have elected me.

Thank you."

Senate Concurrent Resolution 2

Senator Hardeman offered the following resolution for Senator Ratliff:

S. C. R. No. 2, Relative to Legislative Committee to Study Problems of the Aged.

Whereas, The Legislative Committee to Study the Problems of the Aged of Texas was created by the 56th Legislature, under authority of Senate Concurrent Resolution No. 32, and said Resolution directed the committee to conduct studies and to make its recommendations to the 57th Legislature on the special problems of the aged in matters of, but not limited to, mental and physical health, housing, family relations, employment, income, rehabilitation, recreation and education; and

Whereas, Said committee has participated in the comprehensive survey program of the Governor's Committee for the White House Conference on Aging, and within a short time said Legislative Committee will make its report of recommendations to the 57th Legislature as directed; and

Whereas, Certain members of the Legislative Committee are Texas delegates to the White House Conference

on Aging, which has been called pursuant to an Act of the Congress of the United States to climax a year of study and citizens' conferences in all of the states in the nation for the purpose of recommending to government at all levels and to organizations and private citizens a course of remedial action to meet the social and economic challenges posed by the greatly increased number of elderly citizens of our country; and

Whereas, Continued functioning of the said Legislative Committee is essential in order for Texas to reap full benefit from the aforesaid State and National conferences; now, therefore, be it

Resolved, By the Senate of the State of Texas, the House of Representatives of the State of Texas concurring, that the authority of the said Legislative Committee to Study Problems of the Aged be extended to April 1, 1961, for the purpose of serving as a clearing house for exchange of information on aging between the State of Texas and other governmental bodies and interested persons and organizations, both in and out of the State of Texas; and be it further

Resolved, That said Committee shall be constituted in the same manner as provided under Senate Concurrent Resolution No. 32 of the 56th Legislature, as follows: Five (5) members of the Senate, to be appointed by the President of the Senate; Five (5) members of the House of Representatives, to be appointed by the Speaker of the House of Representatives; and five (5) outstanding citizens to be appointed by the Governor of Texas; and be it further

Resolved, That the members serving on the committee as of January 1, 1961, pursuant to S. C. R. No. 32 of the 56th Legislature, R. S., shall continue to serve on the committee until their successors have been appointed; and be it further

Resolved, That the members of the Legislature, when traveling on official business for said Legislative Committee in or out of the State of Texas, shall be entitled to reimbursement for their actual and necessary expenses, provided especially that they shall be entitled to said reimbursement of expenses incident to their participation in the White House Conference on Aging, January 9

through 12, 1961, in Washington, D. C.; and be it further

Resolved, That said committee is empowered to effect its own organization and to adopt such procedure as the committee may deem necessary, and to elect its own chairman and other officers; and said committee is hereby authorized to request special reports and information from all governmental agencies which it may deem necessary; and said committee is authorized within the limits of any appropriation made to employ necessary help to carry out the purposes of this Resolution.

**MARTIN
RATLIFF**

The resolution was read and by unanimous consent was considered immediately and was adopted.

Oath of Office Administered to Officers

The President directed the officers of the Senate named in the Caucus Report to advance to the Bar of the Senate. The President then administered the Constitutional Oath of Office to the officers.

Governor Notified

The Committee to Notify the Governor that the Senate was organized appeared at the Bar of the Senate and Senator Secrest for the committee notified the President and it had performed the duty assigned.

House Notified

The Committee to Notify the House that the Senate is organized appeared at the Bar of the Senate, and Senator Kazen for the committee reported that the committee had performed the duty assigned it.

Presentation of Mr. Knute E. Anderson

The President recognized Senator Hudson and he stated to the Senate that the Committee for Investment of State Funds Report (S. R. No. 566) of the Fifty-sixth Legislature was on the Members desks. Senators Herring and Hudson escorted Mr. Knute E. Anderson who had supervised the work of the committee to the President's Rostrum. The President pre-

sented Mr. Anderson to the Members of the Senate. Mr. Anderson then addressed the Senate expressing his pleasure at being present in the Senate and his admiration for the "friendly" people in Texas.

Adjournment

On motion of Senator Hardeman the Senate at 12:58 o'clock p.m. adjourned until 11:00 o'clock a.m. tomorrow.

In Memory of Walter Washington Williams

Senator Hardeman offered the following resolution:

(Senate Resolution 4)

Whereas, It is written, "It is appointed unto man once to die"; and

Whereas, On December 19, 1959, a distinguished son of Dixie, being full of years upon the earth, was gathered unto his fathers; and

Whereas, Walter Washington Williams, familiarly and respectfully known as "General" Williams, was born on November 14, 1842, in Itawamba County, Mississippi and, following the War Between the States, established his residence in Robertson County, Texas, where he lived until his removal to the home of his daughter, in Houston some years prior to his rendezvous with Death; and

Whereas, With the expanding economic and political power of the Southland and the revolt of Southern conservatism against the modernism of the North, it became increasingly patent that resort to force of arms would result, as principle after principle was prostituted for pecuniary preferment and hovering war-clouds cast their ominous shadows across a bright and prosperous land; and

Whereas, With saddened and sorrowful hearts, and with deep humility, the sons and daughters of the South were compelled to defend their honor and to protect themselves and their homes against the further encroachment and imposition of unconstitutional measures and from the divestiture of their guaranteed rights; and

Whereas, The four years from Fort Sumter to Appomattox, saw the bravest of the brave engaged in hand-to-hand combat, with brother arrayed against brother, as the fortunes of war rose and fell, with the loss of much of the flower of the young manhood of the Confederacy, in the bloodiest war of recorded history; and

Whereas, It is a matter of significance, as well as coincidence, that the last soldier of that conflict should reside in the Lone Star State, upon whose sacred soil was the last unsundered Confederate force which, in a silent ceremony, deposited the last flag to fly over Confederate troops, beneath the peaceful waters of the Rio Grande, near Eagle Pass; and

Whereas, As a young man, Walter Williams donned the gray of the South, joining Troop C, 5th Regiment, Hood's Texas Brigade, as forage-master, and following the cessation of hostilities and mustering out, he engaged in agricultural pursuits in Robertson County, Texas, until declining health and increasing years forced his retirement from such avocation; and

Whereas, Weakened by repeated attacks of disease, with the complications and infirmities of old age, General Williams finally became bed-ridden in the late summer of 1959 and remained so until he was called to rest on "Fame's eternal camping ground," and be there consecrated to the "bivouacs of the dead"; and

Whereas, While suffering from recurring attacks of pneumonia, lying in an oxygen tent in a state of coma, and approaching the venerable age of 117 years, on or about September 3, 1959, unable and helpless to defend himself, he became the victim of one of the foulest and most dastardly assaults which only an evil, diseased and venom-filled mind could conceive, less honorably than a rattlesnake—without warning—as the viperous diatribe—"the foulest whelp of sin"—dripped from the dishonest pen of one Lowell K. Bridwell, on the pages of the foremost proponents and practitioners of yellow-journalism, namely, the Scripps-Howard scandal-sheets, which blight, debase and debauch the legitimate press and journalistic fraternity of Texas by their publications therein, as this blackguard sought to denigrate the memory of and, to add insult to injury, essaying to cast doubt and aspersion upon the authenticity of the record of General Williams' service in the Armed Forces of the Confederacy, contrary to official records; and

Whereas, With the publication of this venomous slander, by this inframundane character-assassin from North of the Mason-Dixon Line, writing entirely at random,

utterly ignoring historical facts, this mental homunculus with the wolfish grin of Fagin, with whom perjury is a passion and plain lying a labor of love, of whom mendacity is the Alpha and Omega of his confession of faith; dishonor, his ritual; defamation, his catechism; and sneaking cowardice, his Ark of the Covenant, and who, "if sired by Satan, damned by Sycorax and born in Hell, would disgrace his parentage and dishonor his country," has attained an immortality of infamy in the dark and turbid tide of dense ignorance, and who, with his corvine proclivities, has stunk for attention and got it and whose name shall be forevermore a public synonym for shame; and

Whereas, A wrathful and indignant people arose as one, in righteous condemnation of the scurrilous and vermicious calumny of this journalistic travesty who sought to build his name upon the ruins of another's fame by seeking to humiliate and embarrass, if not destroy, the record of gallantry and the reputation of an old soldier, soon thereafter to be committed to a fadeless and deathless immortality; and

Whereas, Immediately following General Williams' interment, with full military honors ordered by the President of the United States, and his lips forever sealed in the tongueless silence of the dreamless dust, another scandal-mongering reportorial abortion, called "Time," a strumpet of scandal and a harlot of untruth, following the Scripps-Howard pattern of hate and vituperation, "like a jackal on the heels of a bolder beast of prey," proud of its own dishonor and infatuated with its rank disgrace, with no credible evidence of its damnable innuendo and the calumniation of an honored dead, without the merit of originality, in its most depraved and demoniacal mood, unblushing effrontery and irremediable rascality, disregarding the rule of decency, "De mortuis nil nisi bonum," sought to galvanize itself into further infamy as it poured its cup of venom on the grieved hearts of those left to mourn his passing; and

Whereas, With the spirit of independence as his birthright, General Williams could truly say with the late, lamented Senator Edward Ward Carmack of Tennessee, himself the victim of an assassin's lethal attack, that "The South is a land that has known sorrows; it is a land that has broken the ashen crust and moistened it with her tears; a land scarred and riven by the plowshare of war and billowed with the graves of her dead; but a land of legend, a land of song, a land of hallowed and heroic memories. To that land every drop of my blood, every fibre of my being and every pulsation of my heart is consecrated forever. I was born of her womb; I was nurtured at her breast; and when my last hour shall come I pray God that I may be pillowed upon her bosom and rocked to sleep within her tender and encircling arms"; and

Whereas, With a noble life spanning more than a century, General Williams saw the full fruition of the great principles, "which bear the approval of the wisdom and are sanctioned by the experience of the ages," upon which our country was established and which has sustained it through both good and perilous times and which will continue to sustain it by adherence thereto, rather than from disregard therefor, "as is the manner of some"; and

Whereas, General Williams well knew that "whether the achievements of the past shall be preserved, the energies of the present kept alive and the ambitions of the future realized, depends upon whether the routine of regulating rights and redressing of wrongs shall continue unabated or shall suffer a fatal cessation"; and

Whereas, As a people to whom the past is forever speaking, let us harken to that voice and heed the great principles that have been tried in the crucible of time and thus say with the poet,

"When a land forgets its legends,
Sees but falsehoods in its past,
When a nation views its sires
In the light of fools and liars,
'Tis a sign of its decline
And its glories cannot last"; and

Whereas, With his casket covered with the Stars and Bars of Dixie, the honors accorded and the tributes bestowed on the mortal remains of General Williams, exemplify the love and high esteem in which this warrior, of a century past, was held by an admiring and grieved nation, who march, but remember; and

Whereas, As a patriotic people mourn his passing, his accomplishment in spanning a century of events for us, the living, endears General Williams to all, save his

(Continued on next page)

journalistic traducers who, "like Death, love a shining mark," and as he reached the quiet limit of the world, and the great ages roll on across the Sahara of Sorrow and through the Sirocco of Death, he sees the smiling faces and beckoning hands of his old comrades in gray, and those he loves, as we, who remain, say of him,

"He has outsoared the shadow of our night
Envy and calumny and hate and pain,

Can touch him not and torture not again:
From the contagion of the world's slow strain
He is secure, and now can never mourn
A heart grown cold, a head grown grey in vain,"

while

"Under the sod and the dew,
Waiting the judgment day:
Love and tears for the Blue,
Tears and love for the Gray"; and

Whereas, It is the desire of the Senate of Texas to declare the love and esteem in which the General is held by a grateful and reverent people, as well as to express its condemnation and contempt of a dreary and irresponsible press, with its insolence of truth and fact, seeking some pretext for parading its own transcendent greatness by hurling back-wounding calumnies "like a vile cur, which barks at the angel's train" and who would plunder the sanctuary of God; and

Whereas, General Williams is survived by a host of friends, and respectful admirers, and by a large number of descendants, including his devoted daughter, Mrs. Willie Mae Bowles, who ministered unto his physical wants, as the lengthening shadows gathered and his soul was loosed from "its earthly house of this tabernacle" and winged its flight to "a house not made with hands, eternal in the heavens"; now, therefore, be it

Resolved by the Senate of Texas, That it express its sympathy to the surviving members of the family of General Williams; and be it further

Resolved by the Senate of Texas, That it do hereby also declare its condemnation of the assaults, with intent, of the sniveling, scandal-mongering press, to reflect upon, humiliate and destroy the reputation and record of gallantry of an ailing and defenseless old soldier; and be it further

Resolved by the Senate of Texas, That it does hereby express its appreciation to the President for ordering the flag of the United States flown at half-mast in honor of General Williams, pending his interment; and for the honor guards and to the official representatives of the Governors of the one-time Confederate States of America; and of the several patriotic and veterans' organizations for their participation in and contributions to the memorial services for General Williams; and to Governor Price Daniel, United States Senator Ralph Yarborough, Mayor Lewis Cutrer of Houston and Judge Bill Elliott of Harris County, and other distinguished military and civilian personnel for their contributions; and be it further

Resolved, That the Secretary of the Senate be, and he is, directed to transmit copies of this resolution, under the seal of the Senate, to the President of the United States; to Mrs. Willie Mae Bowles; to the respective Governors of the eleven States which constituted the Confederate States of America; to Governor Daniel; to Senator Yarborough, Mayor Cutrer and Judge Elliott; to the President of the United Daughters of the Confederacy; President of the Sons of the Confederacy and to the Commander of the American Legion, Department of Texas; and be it further

Resolved, That when the Senate adjourns today it do so in memory and in honor of General Walter Washington Williams, and that a page of the Senate Journal be set aside for this resolution.

HARDEMAN

Signed—Ben Ramsey, Lieutenant Governor; Aikin, Baker, Calhoun, Colson, Creighton, Crump, Dies, Fuller, Gonzales, Hazlewood, Herring, Hudson, Kazen, Krueger, Lane, Martin, Moffett, Moore, Owen, Parkhouse, Patman, Ratliff, Reagan, Roberts, Rogers, Schwartz, Secrest, Smith, Weinert, Willis.

The resolution was read.

On motion of Senator Baker and by unanimous consent the names of the Lieutenant Governor and the Senators were added to the resolution as signers thereof.

The resolution was adopted by a rising vote of the Senate.